

1. Agenda Approval

Does the Board have any changes or additions to the agenda?

2. Minutes Approval

BOARD ACTION

To approve the minutes from February 3, 2006; February 22-23, 2006; March 9, 2006; March 28, 2006; and March 31, 2006 as submitted.

3. Rolling Calendar

BOARD ACTION

To approve April 19-20, 2007 as the date and the University of Idaho as the location for the April 2007 regularly scheduled Board meeting.

To approve May 10-11, 2007 as the date and Boise, ID as the location for the May 2007 regularly scheduled Board meeting.



STATE BOARD OF EDUCATION
TRUSTEES OF BOISE STATE UNIVERSITY
TRUSTEES OF IDAHO STATE UNIVERSITY
TRUSTEES OF LEWIS-CLARK STATE COLLEGE
BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO
STATE BOARD FOR PROFESSIONAL-TECHNICAL EDUCATION
TRUSTEES FOR THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND

**DRAFT MINUTES
STATE BOARD OF EDUCATION
SPECIAL MEETING
February 3, 2006
Boise, Idaho**

A special meeting of the State Board of Education was held February 3, 2006 and originated from the Office of the Board of Education, Len B. Jordan Building, Boise, Idaho. President Rod Lewis presided.

Rod Lewis, President
Milford Terrell, Secretary
Karen McGee
Paul Agidius

Laird Stone, Vice President
Blake Hall
Marilyn Howard, State Superintendent

EXECUTIVE SESSION

M/S (Terrell/Stone): To move into executive session, pursuant to Idaho Code Section 67-2345(1), on February 3, 2006. A roll call vote was taken; motion carried.

In executive session, The Board considered hiring a public officer, employee, staff member or individual agent; considered the evaluation, dismissal or disciplining of, or complaints or charges brought against a public officer, employee, staff member or individual agent, or public school student; conducted deliberations concerning labor negotiation or to acquire an interest in real property which is not owned by a public agency; considered records that are exempt from public inspection; considered preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations; and considered and advised its legal representatives in pending litigation or where there is a general public awareness of probable litigation.

OPEN SESSION

BUSINESS AFFAIRS AND HUMAN RESOURCES

1. Consideration of CEC increase for Institution Presidents and Agency Directors.

M/S (Terrell/Hall): To combine into a single motion all the motions regarding agency head salary increases with the exception of the Superintendent for the School for the Deaf and Blind, and to approve increases in employee compensation (CEC) for those employees by 3%, effective January 29, 2006. Motion carried (Unanimous Consent).

2. Consideration of CEC increase for Superintendent of the School for the Deaf and Blind.

M/S (Terrell/Stone): To table consideration of an increase in employee compensation (CEC) for the Superintendent for the School for the Deaf and Blind. The amount and effective date of any such increase shall be determined by the Executive Director. Motion carried (Unanimous Consent).

3. Consideration of 3% increase in compensation (CEC) for Executive Director of the State Board of Education.

M/S (Lewis/McGee): To approve increase in employee compensation (CEC) for Dwight Johnson, Executive Director by 3%, effective January 29, 2006. Motion carried (Unanimous Consent).



STATE BOARD OF EDUCATION
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**DRAFT MINUTES
STATE BOARD OF EDUCATION
February 22-23, 2006
Boise State University Student Union Building
Boise, Idaho**

A regular meeting of the State Board of Education was held February 22-23, 2006 at Boise State University Student Union Building, Boise, Idaho. Members present were:

Rod Lewis, President
Milford Terrell, Secretary
Blake Hall
Sue Thilo

Laird Stone, Vice President
Paul Agidius
Karen McGee
Marilyn Howard, State Superintendent

EXECUTIVE SESSION

M/S (Hall/Stone): To move into executive session, pursuant to Idaho Code Section 67-2345(1), on February 22, 2006 at 5:00 p.m. A roll call vote was taken; motion carried.

M/S (Hall/Stone): To go out of Executive Session and adjourn for the evening. Motion carried unanimously.

In executive session, The Board considered hiring a public officer, employee, staff member or individual agent; considered the evaluation, dismissal or disciplining of, or complaints or charges brought against a public officer, employee, staff member of individual agent, or public school student; conducted deliberations concerning labor negotiation or to acquire an interest in real property which is not owned by a public agency; considered records that are exempt from public inspection; considered preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations; and considered and advised its legal representatives in pending litigation or where there is a general public awareness of probable litigation.

OPEN SESSION

Board President Lewis had a scheduling conflict and was delayed for a large portion of the Open Session meeting. Board Vice President Laird Stone called the Open Session to order at 8:15 a.m. on February 23, 2006.

BOARDWORK1. Agenda Review

By unanimous consent, the Board agreed to delay the discussion on foundations (item 9 of the BAHF Finance Agenda) until Board President Lewis was present.

By unanimous consent the Board agreed to delay the discussion on community colleges (item 4 of the PPGAC agenda) until Representative Rydalch was present.

By unanimous consent, the Board agreed to be flexible in hearing the Department of Education agenda to accommodate the shift of other items on the Board agenda.

M/S (Terrell/Agidius): To approve the agenda as modified. *Motion carried unanimously.*

2. Minutes Approval

Board member Howard corrected the December 1, 2005, minutes on page 19 to read "wellness" rather than "childhood obesity."

M/S (Howard/ Hall): To approve the minutes from November 16, 2005 as submitted and December 1, 2005 as corrected. *Motion carried unanimously.*

3. Rolling Calendar

M/S (McGee/Terrell): To approve February 22 & 23, 2007 as the date and Boise State University as the location for the February 2007 regularly scheduled Board meeting; to approve March 30th 2006 as the date and the location yet to be determined for a special meeting of the Board to conduct strategic planning; to approve May 16, 2006 as the date, at a location yet to be determined, for a special board meeting regarding the appointment, employment, and evaluation of the Board's chief executive officers. *(There was no vote on this motion.)*

Amended M (McGee): To strike the meeting date for March until another date could be found. *(There was no vote on this motion.)*

M/S (Terrell/McGee): To postpone this item until later in the day. *Motion carried unanimously.*

There were conflicts with the proposed March meeting date so a motion was made to postpone this item until later in the day.

OPEN FORUM

Ramona Walhoff addressed the Board briefly regarding legislation to make electronic textbooks accessible. She asked for an opportunity to speak with any Board members opposed the idea. She also spoke to the Board about the Idaho School for the Deaf and the Blind report and expressed concerns that the report didn't fully address the needs and unique issues of blind children. Dr. Howard mentioned the No Child Left Behind requirements for paraprofessionals and indicated that the Department of Education staff would provide that information to Ms. Walhoff.

CONSENT AGENDA

M/S (Terrell/McGee): To approve the Consent Agenda as presented. *Motion carried unanimously.*

1. BAHR Section I – Boise State University – New Positions and Changes to Positions

By unanimous consent, the Board approved the request by Boise State University for sixteen (16) new positions supported by appropriated and local funds; title, term, salary and FTE changes to three (3) positions; and to delete two (2) positions.

2. BAHR Section I – Idaho State University – New Positions

By unanimous consent, the Board approved the request by Idaho State University for six (6) positions (5.5 FTE) and to increase the FTE on four (4) positions (3.83 FTE).

3. BAHR Section I – University of Idaho – New Positions and Changes to Positions

By unanimous consent, the Board approved the request by the University of Idaho to establish seven (7) new positions by appropriated and non-appropriated funds.

4. BAHR Section I – Lewis-Clark State College – New Positions

By unanimous consent, the Board approved the request by Lewis-Clark State

College to add one (1) new instructional position and three new other positions supported by local, grant and appropriated funds.

5. BAHHR Section I – Eastern Idaho Technical College – New Positions

By unanimous consent, the Board approved the request by Eastern Idaho Technical College for one (1) new position supported by local funds.

6. BARH Section II – Agency Dashboard Report

Information item only.

7. PPGAC – Alcohol Permits Issued by University Presidents

In regards to the alcohol policy, Board member Terrell indicated that the MPC Bowl agreements needed to be discussed at another meeting to clarify how they might impact other events. He recommended having this as an agenda item in April.

Nancy Dunn, of the University of Idaho, indicated that the report from UI related to alcohol permits was incomplete. She will make sure the oversight is corrected.

BUSINESS AFFAIRS AND HUMAN RESOURCES

Section I – Human Resources

Board member Terrell introduced this portion of the agenda.

1. National Collegiate Athletic Association (NCAA)

Jeff Shinn of the Board office presented this information item. He noted that the inclusion of NCAA academic progress rates (APR) is a national trend in head coach contracts. There was discussion about the reports generated by the institutions and Board member Hall suggested the reports would provide useful information to the Board. Board member Terrell asked to have those reports available at the April Board meeting.

2. Boise State University – Men's Head Football Coach Contract

This item was pulled from the agenda.

3. University of Idaho – Men's Head Football Coach Contract

M/S (Stone/Agidius): To approve the request by the University of Idaho for approval of the contract to appoint Dennis Erickson as the new head football

coach. *Motion carried unanimously.*

Nancy Dunn, the newly appointed Financial Vice President of the University of Idaho, presented this item to the Board. She highlighted the exceptions and adjustments in the proposed contract as compared to the model contract.

4. University of Idaho – Separation Agreement – Item #1

Board member Terrell made a single motion that addressed agenda items 4 and 5, as shown below.

5. University of Idaho – Separation Agreement – Item #2

M/S (Terrell/Stone): To approve the employee separation agreements between the University of Idaho and the employees for item 1 and 2. *Motion carried unanimously.*

Section II – Finance

1. FY2005 College and University Audit Presentation

This item was held until the representatives from Moss Adams LLP were present.

2. Boise State University – Note Refinancing

M/S (Hall/Thilo): To approve the request by Boise State University to refinance a stadium improvement loan between Boise State University and U.S. Bank at an interest rate of 4.77%, maturity date of March 1, 2016 and monthly payment of \$32,970. *A roll call vote was taken; motion carried 7-0 (Board President Lewis absent).*

3. Boise State University – Purchase of Specialized Electron Microscope

M/S (Thilo/Hall): To approve Boise State University's request to release grant funds in the amount of \$995,000 awarded by the National Science Foundation for the purchase of a 200kV Analytical Transmission Electron Microscope. *Motion carried unanimously.*

4. University of Idaho – Property Gift

M/S (Hall/Thilo): To authorize the Vice President for Finance and Administration at the University of Idaho to execute documents for the purpose of accepting real property donated to the Board of Regents of the University of Idaho by the Auen Foundation. Final approval of this transaction shall be contingent upon review and approval of all related documents by the Executive Director and Board legal

counsel. *Motion carried unanimously.*

Board member Terrell indicated that the appraisal documents were on file with the Board office. Dr. Howard expressed thanks and appreciation to the Auen Foundation for their donation.

5. Community Colleges – General Fund Allocation

M/S (Hall/McGee): To postpone this item until the April meeting. *Motion failed 3-4 (Ayes: Hall, McGee and Terrell; Nays: Agidius, Howard, Stone and Thilo).*

M/S (Howard/Thilo): To approve a process for distribution of the state General Fund appropriation among North Idaho College and the College of Southern Idaho, as outlined in Attachment 1 of the Board agenda, “College of Southern Idaho and North Idaho College: State General Fund Distribution Process” on pages 5-7 of Tab 5. *(This motion was restated when this item was brought up for discussion again, later in the agenda.)*

M/S (Agidius/Hall): To postpone this item until after the presentation by Representative Rydalch later today. *Motion carried 6-1 (Stone dissenting).*

Jeff Shinn introduced this item. It was noted that the 2005 Legislature directed the Board to develop an allocation process for distributing the annual appropriation to North Idaho College and the College of Southern Idaho.

Board member Terrell suggested postponing a decision on this item until the April Board meeting because of current activities related to starting new community colleges. Dr. Jerry Beck, College of Southern Idaho, and Dr. Michael Burke, North Idaho College, reported that their institutions had conducted a thorough review of various processes before agreeing on a mechanism for a funding split. They agreed a delay could interrupt the funding process and the issuing of contracts. Dr. Howard suggested moving forward as a way of providing stability with the understanding that future legislation could require the subject be revisited. Board member Thilo noted that the Board was asked to approve a distribution process and not an amount of funds. Board member Hall explained that until the 2006 Legislature decides on the future of a community college system, there is no assurance that this formula needs to be changed, therefore he planned to vote against the motion. Board member Terrell appealed to the Board to consider this item at a later date.

6. Amendment of Board Policy – Section V.S.2. – Enrollment Workload Adjustment Base Multiplier – Second Reading

M/S (Terrell/Agidius): To approve the second reading of changes to Idaho State Board of Education Governing Policies and Procedures, Section V.S.2., Allocation

of Lump Sum Appropriation (BSU, ISU, UI, LCSC) to increase the credit hour multiplier from 0.33 to 0.67 used in the Enrollment Workload Adjustment calculation. *Motion carried 6-0 (McGee absent during vote).*

7. Intercollegiate Athletics – Financial Reports

M/S (Hall/Agidius): To accept the Annual Intercollegiate Athletic Reports as presented. *Motion carried unanimously.*

Board member Terrell expressed satisfaction with the details found in the reports issued by the universities. The Board thanked Mr. Terrell for the time and effort he gave to gathering the information.

8. Intercollegiate Athletics – Employee Compensation Reports

M/S (Thilo/McGee): To accept the Annual Intercollegiate Athletic Department Employee Compensation Reports as presented. *Motion carried unanimously.*

Jeff Shinn reported on this report, which is as of November 30, 2005. Board member Terrell indicated that the institutions had ensured there were no other reimbursements of coaches except for what appeared on the report.

9. Amendment of Board Policy – Section V.E. – Gifts and Affiliated Foundations – Second Reading

This item was discussed at a later point in the agenda when Board President Lewis was present.

1. FY2005 College and University Audit Presentation

M/S (Agidius/McGee): To accept the Fiscal Year 2005 financial audit reports for Boise State University, Idaho State University, University of Idaho, Lewis-Clark State College, and Eastern Idaho Technical College, as presented by the Audit committee and Moss Adams LLP subject to the completion of the University of Idaho audit. *Motion carried unanimously.*

Representatives of Moss Adams LLP were introduced. They provided copies of the financial audit reports for Idaho State University, Boise State University, University of Idaho, Lewis-Clark State College and Eastern Idaho Technical College to the Board and presented a detailed review of each report.

Scott Simpson reported on Boise State University and indicated there were no findings.

Pam Cleaver reported on Idaho State University and noted a reportable condition

related to student financial aid as well as a significant adjustment found in an old financial statement belonging to the ISU Foundation. The second item was determined to be a misclassification oversight and was thoroughly investigated and rigorously addressed.

Mary Case reported on the University of Idaho. She explained that an audit of financial statements had been completed, but the audit of compliance had to be withdrawn in order to review a major program where additional federal awards were received. The final report will be provided to the Board upon completion. Ms. Case indicated that the agency accounts were carefully scrutinized during the audit and there were no findings.

Tammy Erickson reported on Lewis-Clark State College and indicated that there were no significant audit adjustments or conditions found or noted.

Pam Cleaver reported on Eastern Idaho Technical College. There was a finding on federal student financial aid and the voc ed program. Ms. Cleaver, and President Bill Robertson of EITC, both indicated that EITC had responded to get the documentation in place.

Jeff Shinn indicated that the experience with the auditors went well and Board member Agidius applauded Moss Adams LLP for conducting a very thorough review. The Moss Adams LLP representatives thanked Board staff, Board members and institution personnel for their assistance and cooperation throughout the process.

PLANNING, POLICY AND GOVERNMENTAL AFFAIRS

1. Presidents Council Report

Dr. Michael Burke presented the Presidents Council report. Dr. Tim White asked for clarification related to the Board's request at the December meeting for a complete analysis of programs. Board member Hall explained that the Board wanted the colleges to analyze their engineering programs in order to provide the Board with answers to the following questions: (1) is there duplication; (2) how can duplication be avoided; (3) is the program necessary or can it be eliminated; (4) what do the institutions believe a fully mature College of Engineering should look like; (5) are three separate engineering colleges necessary, and; (6) are the three programs different and should they be different?

Board member Hall noted that the Board may want to conduct a similar analysis of other colleges in the future to assure that programs are operating efficiently and with a focus that allows for a high level of excellence. Board member Agidius indicated the Board may want to consider waiting to approve any new programs until the Board is able to review the programs already in place. Dr. White asked for clarification as to the distinctiveness of this request relative to the eight-year plan and the strategic plan.

Board member Hall explained that this type of analysis would help the Board know how the institutions compare to one another at the program level. Board member Stone indicated that the eight-year plan outlines where the institution is going and that the Board is now asking for a detailed picture of what each particular program includes.

Dr. Kustra asked the Board for a written charge to ensure that the institutions were headed in the appropriate direction and Dr. White agreed. Executive Director Johnson was directed to provide that written instruction. Dr. Howard agreed that confusion exists as to what is being requested by the Board. She asked the Board to specifically define the value it wants to obtain. She suggested that Board staff help define the questions and craft a plan-of-work for the institutions to follow. Board member Stone noted that there may need to be an adjustment to the original request in terms of a reasonable time period for receiving a report from the institutions.

2. Boise State University Progress Report

Dr. Robert Kustra reported to the Board on the challenges faced by Boise State University and specifically discussed low retention rates. He reported on the work of the freshman taskforce which was appointed to identify related problems and make recommendations on how to address them. Board member Hall thanked Dr. Kustra and indicated that the Board would look forward to hearing the results next year.

3. Idaho State Historical Society – District 2 Appointment to Board of Trustees

M/S (Agidius/Terrell): To appoint Earl Bennett as a trustee to the Idaho State Historical Society Board of Trustees to fill the unexpired portion of the term of trustee John Swayne, which expires on December 31, 2010. Motion carried unanimously.

4. Discussion on Community Colleges

This item was moved to a point later in the agenda.

5. Appointment of the Executive Director of the State Board of Education

This item was pulled for later discussion in Executive Session.

INSTRUCTION, RESEARCH, AND STUDENT AFFAIRS

By unanimous consent, the Board agreed to move tab five, Improving Practical Financial Education Programs in Idaho Schools, to this point in the agenda.

5. Improving Practical Financial Education Programs in Idaho Schools

Darren Hayes and Brad Dugdale made a presentation highlighting financial education in Idaho. They noted that the National Council for Economic Education found that while most states don't require financial literacy for graduation, Utah is on the forefront of implementing this as a graduation requirement. Board members McGee and Thilo agreed this concept fits into the effort to address Idaho's high school graduation requirements. During discussion, Board member Stone suggested having a report in April on what is already in place in Idaho so that the Board can consider next steps. Board member Hall suggested that the high school reform committee review the recommendations and report to the Board as well.

1. New Graduate Program: Ph.D., Geosciences – Boise State University

M/S (Stone/Terrell): To approve Boise State University's request to offer a Ph.D. in Geosciences. *Motion carried unanimously.*

Sona Andrews, Boise State University, reviewed this request. She indicated that the proposal has gone through a considerable amount of review and vetting. She pointed out that it builds on existing strengths and that much of the foundation is already in place for the curriculum. She explained that what other institutions in Idaho are doing in terms of this field of study compliment rather than duplicate this program. A representative from the University of Idaho agreed that the two programs are complimentary and address different scientific issues and needs within the state. Dr. Andrews noted that the demand for this program is high. Board member Agidius thanked Dr. Andrews for her presentation because it gave the Board the detailed information necessary to approve the program.

2. Executive Master of Business Administration (EMBA) – Boise State University

M/S (Stone/Agidius): To approve Boise State University's request to offer an Executive Master of Business Administration (EMBA) program. *Motion carried unanimously.*

Dr. Sona Andrews discussed the rationale for this program and pointed out that it emphasizes leadership which distinguishes it from the current MBA program. She noted that the proposal has been through the necessary steps of review.

3. EPSCoR Reappointments

M/S (Stone/Terrell): To table the reappointments and the new appointments to the Idaho EPSCoR Committee and to direct the Idaho EPSCoR Committee to work with Board staff in an effort to gather the materials outlined in the Discussion section of the Board agenda for Board review. *Motion carried unanimously.*

4. Presentation by Canyon Owyhee School Service Agency (COSSA)

Mark Cotner of the Canyon Owyhee School Service Agency presented information about consortiums in the State of Idaho and referenced a piece of legislation moving through the House Revenue and Tax Committee. He discussed the schools that are members of COSSA and the services that are provided to those schools at a cost savings to each school. Mr. Cotner summarized Idaho Code 33-317 which provides for funding for consortiums and discussed the proposed legislative modification which would allow consortium member districts the ability to locally approve an additional one-tenth of one percent to be set aside to construct and maintain consortium facilities. Mr. Cotner noted that COSSA is the only consortium that utilizes this levy for funding and indicated that the ISBA is supportive of the legislation.

It was noted that Board President Lewis joined the meeting during the above presentation.

6. PLATO Learning – I-PLN Presentation

Dave Lanz, the Senior Project Coordinator for Idaho PLATO Learning Network, reported to the Board and summarized the I-PLN mission, the progress for 2004-2005, and various details about the course of action planned for the future.

7. Idaho School for the Deaf and the Blind (ISDB) – Committee Recommendations

M/S (Terrell/McGee): To approve the recommendation provided by the Committee on the Education of the Deaf and the Blind and to direct staff to move forward to implement the recommendations, including proposing revision to legislation, rules, or policies as necessary. Motion carried unanimously.

It was reported that the intent of the motion is to have the work group move forward with the implementation of the recommendations. Dr. Howard emphasized that this action is not a cost-savings effort, but a way to provide better services statewide. Executive Director Johnson noted that the legislature has studied this issue as well and it appears the Board can move forward in working with legislators next legislative session on making necessary Code changes.

8. No Child Left Behind Sanctions for Idaho Schools Not Making Adequate Yearly Progress

Board member Stone introduced this item and noted that Board staff has been working to make a determination on this matter. A report will be forthcoming at a future time.

PPGAC - continued4. Discussion on Community Colleges

Board President Rod Lewis introduced this item. He explained that the Board had been asked to review two separate approaches related to a statewide community college system, one from the Governor's office and the other House Bill 699 sponsored by Representative Ann Rydalch.

The two proposals were presented to the Board for consideration. Parra Byron, from the Governor's office, and Jane McClaran, of the Division of Financial Management, summarized various aspects in the Governor's Idaho College Initiative and related legislation. Representative Ann Rydalch discussed House Bill 699, noting that Senator John Goedde is the co-sponsor.

There was lengthy discussion about the similarities and the differences between the two approaches to clarify how the funding mechanisms would work, how and where additional community colleges would be created and operated, the manner in which counties would be reimbursed for costs, the impact on taxpayers, the scope of accountability should either of the two approaches be adopted, and the role of the State Board of Education overall. It was emphasized that should either approach be adopted, new community colleges could start up right away.

Following the discussion, the Board agreed to take time to thoughtfully consider the information before making a recommendation.

By unanimous consent to have a committee appointed by Board President Lewis and to have that committee develop a recommendation and report it back to the Board.

BAHR – Section II -- continued5. Community Colleges – General Fund Allocation

This item was carried over from earlier in the day.

M/S (Stone/Thilo): To approve a process for distribution of the state General Fund appropriation among North Idaho College and the College of Southern Idaho, as outlined in Attachment 1 of the Board agenda, "College of Southern Idaho and North Idaho College: State General Fund Distribution Process" on pages 5-7 of Tab 5. Motion failed 4-4 (Ayes: Thilo, Howard, Stone, Agidius; Nays: Hall, Lewis, McGee, Terrell).

By unanimous consent, the Board agreed to bring this item back on the April agenda.

9. Amendment of Board Policy – Section V.E. – Gifts and Affiliated Foundations – Second Reading

M/S (Lewis/Agidius): To approve for second reading the changes to Idaho State Board of Education Governing Policies and Procedures, Section V.E. – Gifts and Affiliated Foundations as approved at first reading with the addition that the policy become effective July 1, 2008. *Motion carried unanimously.*

At this time Board President Lewis was excused from the meeting.

BOARDWORK - continued

3. Rolling Calendar

This item was continued from earlier in the day.

M/S (Stone/Hall): To approve February 22 & 23, 2007 as the date and Boise State University as the location for the February 2007 regularly scheduled Board meeting. *Motion carried unanimously.*

M/S (Stone/Hall): to approve May 16 2006 as the date, at a location yet to be determined, for a special board meeting. *(There was no vote on this motion.)*

The proposed May 16th meeting date presented a conflict for several Board members. The Executive Director was instructed to find two dates, one in March or possibly April for a strategic planning meeting, and another in May for a special meeting to evaluate the Board's chief executive officers.

Board member Terrell was excused from the meeting at this time.

DEPARTMENT OF EDUCATION

C. Weiser Request for Partial Tuition Waiver

M/S (Howard/Hall): To approve the request by the Weiser School District Board of Trustees for a waiver of \$76.16 per month per student of the tuition to be charged by the Weiser District to the Annex Oregon School District for services to high school students for four years, being 2005-2006, 2006-2007, 2007-2008, 2008-2009. *Motion carried unanimously.*

A. Superintendent's Report

Dr. Howard presented her report. She informed the Board that the Department has a short-term and a long-term agenda. Short-term, Idaho is working to develop a concrete, small and rural school vision of more valid and meaningful accountability judgments. Long-term, the Department hopes to impact the discussion on the NCLB reauthorization to assure the needs of small-population rural states are considered in the decision making.

Dr. Howard noted that highly qualified teachers as defined by NCLB create concerns for Idaho, as a rural state. Isolation of communities, the relatively low salaries, lack of local discretion over use of funds and resource-based economics combine to make teacher recruitment and retention difficult. She indicated that Idaho is able to construct a model for such systems built on the positive motto of "every child learning every day" rather than the U.S. Department's image of "no child left behind."

The Board discussed how best to work with the Department to get that message out to the U.S. Department.

H. State Department of Education Data Dictionary

Corey Simpson from the SDE Bureau of Technology reported on the data dictionary. He discussed the importance of using common formats and definitions throughout the state related to collecting and compiling student data. Mr. Simpson noted that the Department's data dictionary has existed in paper form for many years. This initiative updates the dictionary and also converts it to an electronic, online form that will be easier to access and distribute. The dictionary will be finalized over the next few months.

Dr. Jana Jones explained that input came from a number of entities including Board staff and Professional-Technical Education. Dr. Howard noted this foundational effort will make it possible for the Department to work in additional data in the future.

Board member Hall referred to the reauthorization of the NCLB act and asked that the Board work together to identify areas where there is agreement on points that need to be addressed. He asked Dr. Howard to make a presentation to the Board on those areas where modifications have been made with the reauthorization. Dr. Howard agreed and suggested that it would also be helpful for the Board to know the issues related to rural states. Board member Hall asked to be kept informed so that the Board can endorse the report.

M/S (Howard/Hall) to put items B, and D on a consent agenda and to approve them by consent. *Motion carried unanimously.*

B. Request for Letters of Authorization

By consent, the Board approved the requests for Letters of Authorization as submitted by the Professional Standards Commission.

D. Negotiated Rulemaking: School Bus Standards

By consent, the Board approved a Notice of Negotiated Rulemaking for publication in the April 5, 2006, Administrative Bulletin.

E. Temporary Rule: Emergency Authorization

M/S (Howard/Hall): To postpone this item until the next Board meeting. *Motion carried unanimously.*

Dr. Jana Jones presented this item. It was agreed to postpone it until April.

F. Temporary Rule: General Education Requirements

This item was originally approved by consent, and then was reconsidered based on additional information. It came up for motion at this time.

M/S (Howard/McGee): The Board approved the recommendation by the Professional Standards Commission for temporary rules for General Education Requirements, as defined in Attachment 1 of Tab F-1, for the following Idaho teaching certificates: Standard Elementary Certificate, Standard Secondary Certificate, Early Childhood/Early Childhood Special Education Blended Certificate, and Exceptional Child Certificate. *Motion carried unanimously.*

G. Temporary Rule: Revised Achievement Standards

M/S (Hall/Stone): To approve the temporary rule that incorporates by reference the Idaho Achievement Standards for Language Arts, Mathematics, Science, Social Studies, Health, Physical Education, Humanities and the Idaho Alternative Standards. *Motion carried unanimously.*

Dr. Jana Jones presented this item. Executive Director Johnson recommended having additional dialogue at a future date related to the Economics standards in relationship to the presentation on financial education made earlier in the day.

OTHER BUSINESS

M/S (Thilo/Hall): To adjourn the meeting at 6:40 pm. *Motion carried unanimously.*



STATE BOARD OF EDUCATION
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**DRAFT MINUTES
STATE BOARD OF EDUCATION
SPECIAL TELECONFERENCE MEETING
March 9, 2006
Boise, Idaho**

A special meeting of the State Board of Education was held March 9, 2006 and originated from the Office of the Board of Education, Len B. Jordan Building, Boise, Idaho. The meeting was conducted by conference call. President Rod Lewis presided.

Rod Lewis, President
Milford Terrell, Secretary
Marilyn Howard, State Superintendent

Laird Stone, Vice President
Blake Hall
Karen McGee

Paul Agidius, having just been reappointed to the Board by Governor Kempthorne, joined the conference call.

OPEN SESSION

PLANNING, POLICY AND GOVERNMENTAL AFFAIRS

1. Consideration of Community College Legislation

M/S (Terrell/Hall): To support the proposed legislation and the concept set forth therein. Motion carried 6-1 (Howard dissenting).

The Board met to discuss proposed legislation for the establishment of additional community colleges in Idaho. Present for the discussion were Representative Ann Rydalch, Senator John Goedde, staff from the Governor's office, representatives from the universities and colleges, and Board staff.

Dwight Johnson, Interim Executive Director of the Board office, reviewed the proposed legislation, noting that the Governor's office had worked with Representative Rydalch and Senator Goedde to come up with legislation that brought the two sides together. He summarized the concepts put forth in the new legislation including processes,

funding, and governance.

Senator Goedde noted that if and when a new community college becomes a stand-alone entity, it will go through the same budgeting process as the current community colleges do. He also agreed that the issue of taxes will ultimately need to be resolved. Representative Rydalch indicated her desire was to see a community college system under way. In addition, she wants the three universities to be phased out of the community college business.

The Board invited comments from the representatives of the colleges and universities. Idaho State University expressed concerns related to its operation located at the University Place in Idaho Falls. Boise State University expressed support, indicating it was important to do something to get things moving. Eastern Idaho Technical College noted their support of the effort. Lewis Clark State College agreed that having a defined community college function as part of their mission was a good thing as long as funding was continued. University of Idaho indicated their support of the effort. College of Southern Idaho and North Idaho College both asked to see a copy of the current draft.

Dwight Johnson reminded the participants that discussion needed to focus on the concepts rather than the finer points that will be worked out over time. It was expected that the draft legislation will continue to be fine tuned before it becomes final.

Board President Lewis thanked all those who had participated in the discussion. He noted that the legislation would allow the State Board of Education to consider future proposals which would receive careful consideration prior to any approval. Senator Goedde noted that if this legislation is passed, the real responsibility falls upon the Board to carry the concepts forward.

Dr. Howard indicated that she would vote against the motion to support the legislation to allow the stakeholders more time to study the issue. Board member Stone noted that his conversations with Idaho State University and Eastern Idaho Technical College indicated their willingness to discuss the issues.

Board member Hall expressed his support of the motion, noting that the time to move forward was now, while the funds and the support were in place. He indicated that all the stakeholders and the Association of Counties had been kept informed. Board President Lewis supported moving forward in a timely fashion and indicated his view that the time to move was now. Board member McGee and Terrell agreed.

EXECUTIVE SESSION

M/S (Terrell/Stone): To move into executive session, pursuant to Idaho Code Section 67-2345(1), on March 9, 2006 at 4:45 p.m. A roll call vote was taken; motion carried.

In executive session, The Board considered hiring a public officer, employee, staff member or individual agent; considered the evaluation, dismissal or disciplining of, or complaints or charges brought against a public officer, employee, staff member of individual agent, or public school student; conducted deliberations concerning labor negotiation or to acquire an interest in real property which is not owned by a public agency; considered records that are exempt from public inspection; considered preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations; and considered and advised its legal representatives in pending litigation or where there is a general public awareness of probable litigation.



STATE BOARD OF EDUCATION
TRUSTEES OF BOISE STATE UNIVERSITY
TRUSTEES OF IDAHO STATE UNIVERSITY
TRUSTEES OF LEWIS-CLARK STATE COLLEGE
BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO
STATE BOARD FOR PROFESSIONAL-TECHNICAL EDUCATION
TRUSTEES FOR THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND

**DRAFT MINUTES
STATE BOARD OF EDUCATION
SPECIAL MEETING
March 28, 2006
Boise, Idaho**

A special meeting of the State Board of Education was held March 28, 2006, at 11:00 am (MT) and originated from the Office of the Board of Education, Len B. Jordan Building, Boise, Idaho. President Rod Lewis presided.

Rod Lewis, President
Milford Terrell, Secretary
Karen McGee

Laird Stone, Vice President
Blake Hall
Paul Agidius

EXECUTIVE SESSION

M/S (Milford/Lewis): To move into executive session, pursuant to Idaho Code Section 67-2345(1), on March 28, 2006 at 11:00 a.m. A roll call vote was taken; motion carried.

In executive session, The Board considered hiring a public officer, employee, staff member or individual agent; considered the evaluation, dismissal or disciplining of, or complaints or charges brought against a public officer, employee, staff member or individual agent, or public school student; conducted deliberations concerning labor negotiation or to acquire an interest in real property which is not owned by a public agency; considered records that are exempt from public inspection; considered preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations; and considered and advised its legal representatives in pending litigation or where there is a general public awareness of probable litigation.

OPEN SESSION

PLANNING, POLICY, AND GOVERNMENTAL AFFAIRS

1. Consider and Act Upon Items Discussed in Executive Session

M/S (Stone/Hall): To appoint Dwight Johnson as the Executive Director of the Office of the State Board of Education at an annual salary of \$108,712.80. *Motion carried.*

TRUSTEES OF BOISE STATE UNIVERSITY
TRUSTEES OF IDAHO STATE UNIVERSITY
TRUSTEES OF LEWIS-CLARK STATE COLLEGE
BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO
STATE BOARD FOR PROFESSIONAL-TECHNICAL EDUCATION
TRUSTEES FOR THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND

**DRAFT MINUTES
STATE BOARD OF EDUCATION
SPECIAL TELECONFERENCE MEETING
March 31, 2006
Boise, Idaho**

A special meeting of the State Board of Education was held March 31, 2006 and originated from the Office of the Board of Education, Len B. Jordan Building, Boise, Idaho. The meeting was conducted by conference call. The meeting was called to order at 2:15 pm. President Rod Lewis presided.

Rod Lewis, President
Milford Terrell, Secretary
Karen McGee

Laird Stone, Vice President
Blake Hall
Paul Agidius

OPEN SESSION

PLANNING, POLICY, AND GOVERNMENTAL AFFAIRS

1. CONSIDER AND ACT UPON ITEMS DISCUSSED IN EXECUTIVE SESSION.

M/S (Agidius/Terrell): To approve the proposed terms of settlement reached in confidential mediation of litigation as discussed in a previous executive session; and to authorized the president of the Board and the President of the University of Idaho to execute the written settlement agreement, and all other related documents, consistent with the settlement terms presented to the Board in executive session; and upon execution of the settlement agreement by all parties, to release a copy of the settlement agreement to the public. *A roll call vote was taken, Motion carried unanimously.*

Kent Nelson stated that President Lewis and President White each had duplicate counterpart signature pages of the written settlement agreement which Kent had reviewed. Kent advised the Board that the agreement was consistent with the settlement terms presented to the Board and that all other parties or their representatives had signed the agreement. That upon President Lewis and President White's verbal statement to Kent

that they had signed the signature pages Kent would inform the parties that the settlement was final and authorize release of copies of the agreement to the public. President White indicated he was signing the agreement and President Lewis indicated he would sign the agreement at the close of the call.

Kent Nelson stated to counsel and parties listening to this meeting, that the settlement in the University place litigation, Ada County, Idaho, District court Case No. CV OC 0405740 D is now final. Those who wish many now sent out the joint press release and make the settlement document available to the public.

Rod Lewis thanked Kent Nelson, the Attorney Generals Office and all the other parties involved for their work in this matter on behalf of the board.

M/S (Laird/Terrell): To adjourn March 31, 2006 at 2:40 p.m. A roll call vote was taken; motion carried.

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